

**SENATE JOURNAL  
64TH LEGISLATURE  
EIGHTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana  
April 28, 2015

Senate Chambers  
State Capitol

Senate convened at 7:00 a.m. President Barrett presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-seven members present, Senators D. Brown, Buttrey, and Vincent excused. Quorum present.

**BILLS AND JOURNALS**

4/28/2015

Ms. President: We, your committee on Bills and Journals, having examined the daily journals for the seventy-sixth through eightieth legislative days, find the same to be correct.

Correctly enrolled: **SB 171, SB 354.**

Examined by the sponsor and found to be correct: **SB 171.**

Transmitted to the House: **HB 8.**

Signed by the Secretary of the Senate at 7:10 a.m., April 28, 2015: **SB 171.**

Signed by the President at 7:15 a.m., April 28, 2015: **SB 171.**

Signed by the Secretary of the Senate at 8:22 a.m., April 29, 2015: **SB 354.**

Signed by the President at 9:15 a.m., April 28, 2015: **SB 354.**

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Majority Leader Rosendale moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Blasdel in the chair.

Ms. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Senator Sesso requested the Senate stand at ease awaiting a report from the House of Representatives regarding action on SB 416. The Chair ruled that second reading would proceed. Following an objection from Senator Sesso, the Senate failed to uphold the chair's ruling as follows:

Yeas: Arntzen, Blasdel, Brenden, Fielder, Hansen, Hinkle, Howard, Kary, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Vance, Webb, Ms. President.  
Total 19

Nays: Ankney, Barrett Dick, T. Brown, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hoven, Jones, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Tutvedt, Vuckovich, Whitford, Windy Boy, Wolken.

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Total 28

Absent or not voting: None.

Total 0

Excused: D. Brown, Buttrey, Vincent.

Total 3

Senate in recess at 7:05 a.m.; Senate reconvened at 7:12 a.m.

**HB 402** - Senator Rosendale moved **HB 402** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, T. Brown, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Webb, Ms. President.

Total 27

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.

Total 21

Paired: Vincent, Aye; Facey, No.

Absent or not voting: None.

Total 0

Excused: D. Brown, Buttrey.

Total 2

Majority Leader Rosendale moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Barrett presiding. Chair Blasdel moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, T. Brown, Connell, Facey, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Webb, Ms. President.

Total 27

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.

Total 20

Absent or not voting: None.

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Total 0

Excused: D. Brown, Buttrey, Vincent.

Total 3

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

**HB 8** concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, T. Brown, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 44

Nays: Hinkle, Sales, Vance.

Total 3

Absent or not voting: None.

Total 0

Excused: D. Brown, Buttrey, Vincent.

Total 3

**HB 402** concurred in as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, T. Brown, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Webb, Ms. President.

Total 26

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.

Total 21

Absent or not voting: None.

Total 0

Excused: D. Brown, Buttrey, Vincent.

Total 3

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**SPECIAL ORDERS OF THE DAY**

Minority Leader Sesso and Majority Leader Rosendale made closing remarks to the Senate.

Majority Leader Rosendale moved the Senate adjourn sine die. Motion carried. Senate adjourned sine die at 7:30 a.m.

MARILYN MILLER  
Secretary of the Senate

DEBBY BARRETT  
President of the Senate